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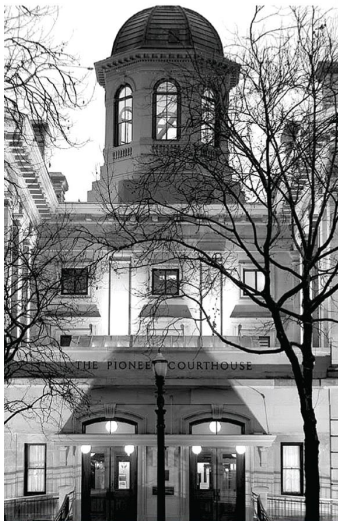
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
EUGENE DIVISION**

Nicholas James McGuffin, as an  
individual and as guardian  
ad litem, on behalf of S.M., a minor,

Plaintiffs,

v.

Case No. 6:20-cv-01163-MK

Mark Dannels, Pat Downing, Susan  
Hormann, Mary Krings, Kris Karcher,  
Shelly McInnes, Raymond McNeely,  
Kip Oswald, Michael Reaves, John Riddle,  
Sean Sanborn, Eric Schwenninger, Richard  
Walter, Chris Webley, Anthony Wetmore,  
Kathy Wilcox, Craig Zanni, David Zavala,  
Joel D. Shapiro as Administrator of the  
Estate of David E. Hall, Vidocq Society,  
City of Coquille, City of Coos Bay, and  
Coos County,

Defendants.

**VIDEOTAPED DEPOSITION OF**

**NICHOLAS MCGUFFIN**

**DAY 2**

**TAKEN ON  
FRIDAY, JANUARY 13, 2023  
10:05 A.M.**

**MALONEY LAUERSDORF & REINER, PC  
1111 EAST BURNSIDE, SUITE 300  
PORTLAND, OREGON 97214**

2	4
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2	2 Page
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4 Karcher, McInnes, McNeely, Oswald, Reaves, Sanborn,	4 EXAMINATION BY MR. DAVIS 8
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6 Of Coquille, City of Coos Bay, Coos County, Oregon;	6 EXAMINATION BY MS. ROCKETT 78
7 and the Estate of David E. Hall:	7
8 ROBERT FRANZ, JR., ESQUIRE	8 FURTHER EXAMINATION BY MR. DAVIS 122
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<p>6</p> <p>1 EXHIBITS</p> <p>2 Exhibit Page</p> <p>3</p> <p>4 401 DNA TESTING N/A</p> <p>5</p> <p>6 402 LETTER DATED JANUARY 18 2016 N/A</p> <p>7</p> <p>8 403 PAGE 3 AND 4 FROM STATEMENT 118</p> <p>9</p> <p>10 404 LETTER 117</p> <p>11</p> <p>12 405 STATEMENT 117</p> <p>13</p> <p>14 406 DETAILED CASE PLAN REPORT N/A</p> <p>15</p> <p>16 407 VISITATION LOG N/A</p> <p>17</p> <p>18 527 MEDICAL RECORDS N/A</p> <p>19</p> <p>20 534 STATEMENT FROM NAVY RECRUITER N/A</p> <p>21</p> <p>22 545 PHOTO N/A</p> <p>23</p> <p>24 546 PHOTO N/A</p> <p>25</p>	<p>8</p> <p>1 VIDEOTAPED DEPOSITION OF</p> <p>2 NICHOLAS MCGUFFIN</p> <p>3 DAY 2</p> <p>4 TAKEN ON</p> <p>5 FRIDAY, JANUARY 13, 2023</p> <p>6 10:05 A.M.</p> <p>7</p> <p>8 THE VIDEOGRAPHER: We're on the record.</p> <p>9 The time is 10:05. The day is January 13, 2023.</p> <p>10 This is the continuation of the deposition</p> <p>11 of Nicholas McGuffin. The case caption is McGuffin</p> <p>12 versus Dannels.</p> <p>13 THE REPORTER: And just a reminder, Mr.</p> <p>14 McGuffin, you are still under oath.</p> <p>15 THE DEPONENT: Okay.</p> <p>16 THE VIDEOGRAPHER: And you may proceed.</p> <p>17 NICHOLAS MCGUFFIN, having been previously duly</p> <p>18 sworn, was examined, and testified as follows:</p> <p>19 EXAMINATION</p> <p>20 BY MR. DAVIS:</p> <p>21 Q. Good morning, Mr. McGuffin.</p> <p>22 A. Good -- good morning.</p> <p>23 Q. We're here for our second day.</p> <p>24 So your daughter, Violet, was born on</p> <p>25 October 11, 2007, correct?</p>
<p>7</p> <p>1 EXHIBITS CONTINUED</p> <p>2 Exhibit Page</p> <p>3</p> <p>4 701 PROTECTIVE ORDER STATEMENT 89</p> <p>5</p> <p>6 702 STATEMENT DATED MAY 21 2021 89</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>9</p> <p>1 A. Correct.</p> <p>2 Q. And where was she born?</p> <p>3 A. The Coos Bay Area Hospital, I believe.</p> <p>4 Q. Okay. And you were together with Ms.</p> <p>5 Edgerton at the time?</p> <p>6 A. I was.</p> <p>7 Q. Did you all three live together?</p> <p>8 A. Yes, we did.</p> <p>9 Q. Where did you live?</p> <p>10 A. Oh, I think we lived with my parents at</p> <p>11 that time on Baker Road.</p> <p>12 Q. Okay. And let me just ask you about, just</p> <p>13 for no reason in particular, her first year of her</p> <p>14 life. Were you working?</p> <p>15 A. I was. I -- I might have been working at</p> <p>16 Captain's Choice.</p> <p>17 Q. What is -- what is Captain's Choice?</p> <p>18 A. It's just, like, a steakhouse and seafood</p> <p>19 restaurant in North Bend, I believe.</p> <p>20 Q. Okay. And was Ms. Edgerton working?</p> <p>21 A. I don't believe she was.</p> <p>22 Q. And was she caring for Violet during the</p> <p>23 day?</p> <p>24 A. Yeah. I mean, she would care for Violet.</p> <p>25 My mom, my dad always helped out.</p>

<p style="text-align: right;">122</p> <p>1 MR. DAVIS: We're back from a short break.  2 FURTHER EXAMINATION  3 BY MR. DAVIS:  4 Q. This is Jesse Davis again, Mr. McGuffin.  5 I just had a couple of follow-up questions.  6 During our break a few moments ago, your  7 attorney asked you something about Tina Mims and  8 witness tampering.  9 A. Tina Mims and what?  10 Q. And witness tampering.  11 A. Correct.  12 Q. Do you remember that?  13 MS. PURACAL: I'm going to object to that.  14 It mischaracterizes what Mr. Lauersdorf asked him on  15 the break.  16 BY MR. DAVIS:  17 Q. What did Mr. Lauersdorf ask you?  18 A. I can't recall exactly what he asked. It  19 would have to be -- I'm -- I don't -- I'm not going  20 to remember it verbatim.  21 MS. HENDERSON: Mr. Davis, if you want  22 some help, I believe it was evidence tampering, not  23 witness tampering --  24 MR. DAVIS: Oh, excuse me.  25 MS. HENDERSON: -- if that resolves the</p>	<p style="text-align: right;">124</p> <p>1 For purposes of a potential deposition, I  2 understand, Mr. McGuffin, your mother has moved kind  3 of -- for purpose of her as a witness in this case,  4 obviously, we want to make sure that we're going to  5 be able to reach her, if we need to put it on the  6 record where she currently is living, or if we can  7 just agree among counsel that that will be  8 disclosed.  9 MS. PURACAL: That will be disclosed.  10 MS. HENDERSON: Okay.  11 MS. PURACAL: Yes.  12 MS. HENDERSON: That's all I wanted to --  13 MS. PURACAL: Yeah.  14 MS. HENDERSON: -- clarify.  15 MS. PURACAL: And I just want to put on  16 the record that we're going to designate portions of  17 the transcript under our protective order. So we're  18 going to designate any portion of the transcript  19 that discusses or refers to Mr. McGuffin's daughter,  20 Violet, including her age, her date of birth, or her  21 mother's name; designate under the protective order  22 any portion of the transcript that discusses or  23 refers to Mr. McGuffin's younger daughter, Angel, or  24 Angela, including her age, her date of birth, or her  25 mother's name; and we'll designate any portion of</p>
<p style="text-align: right;">123</p> <p>1 objection.  2 BY MR. DAVIS:  3 Q. Sorry. I apologize for that.  4 So Mr. Lauersdorf asked you a question  5 about evidence tampering; do you remember that?  6 A. And that was -- that was -- we're all  7 clear that's what was said? Okay. Yeah, I don't  8 have no knowledge of her having any evidence  9 tampering.  10 Q. So when Mr. Lauersdorf asked you that, was  11 that the first time you heard of it?  12 A. That is.  13 Q. Okay. You were not aware of that at the  14 time of your conviction.  15 A. No, I was not.  16 MR. DAVIS: All right. I don't have  17 anything further. I think the only remaining  18 matters are disputes and things that have arisen and  19 then, potentially, just discovery, you know,  20 documents that may yet to be produced, so leaving it  21 open for that purpose. But otherwise, I don't have  22 anything else.  23 MS. PURACAL: I'm going to --  24 MS. HENDERSON: Oh, go ahead. I just --  25 before we go off the record, I just wanted to see.</p>	<p style="text-align: right;">125</p> <p>1 the transcript that discusses any minor who works  2 with Mr. McGuffin at his place of employment.  3 We'll also designate any portion of the  4 transcript that discusses or refers to any intimate  5 or sexual relationships that Mr. McGuffin has had.  6 And then we'll also designate any portion  7 of the transcript that discusses any document that's  8 been designated under the protective order.  9 And then one final matter for counsel. I  10 just want to make sure that everybody is aware, and  11 I put on the record, that we have made a box of  12 documents available to counsel that includes letters  13 and photos and correspondence from Mr. McGuffin to  14 his family and vice versa. And that's all here and  15 available still for counsel if you want to look at  16 those documents.  17 MS. ROCKETT: Can we get copies of that  18 stuff?  19 MS. PURACAL: That was my email about if  20 you all want to -- to take it to a vendor, then we  21 will make that arrangement --  22 MS. ROCKETT: Okay.  23 MS. PURACAL: -- to have it taken to our  24 vendor. It's personal stuff to Mr. McGuffin,  25 including photos of his daughter. We don't want it</p>

130	<p>1 CERTIFICATE</p> <p>2</p> <p>3 I, Ryan Batterson, do hereby certify that I reported</p> <p>4 all proceedings adduced in the foregoing matter and that</p> <p>5 the foregoing transcript pages constitutes a full, true,</p> <p>6 and accurate record of said proceedings to the best of</p> <p>7 my ability.</p> <p>8</p> <p>9 I further certify that I am neither related to</p> <p>10 counsel or any part to the proceedings nor have any</p> <p>11 interest in the outcome of the proceedings.</p> <p>12</p> <p>13 IN WITNESS HEREOF, I have hereunto set my hand this</p> <p>14 2nd day of January, 2023.</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20 /S/ Ryan Batterson</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	132	
131	<p>1 Date: February 2, 2023 Assignment #: 62231</p> <p>2 Attorney: Andrew Lauersdorf, Esquire</p> <p>3 Deponent: Nicholas McGuffin</p> <p>4 Case: McGuffin vs. Dannels City of Coquille</p> <p>5</p> <p>6 ATTORNEY - TRANSCRIPT ENCLOSED: Signature of your</p> <p>7 client</p> <p>8 is required. Please have your client make any corrections</p> <p>9 necessary. Sign the Correction Sheet where indicated.</p> <p>10 Forward a COPY of the executed Correction Sheet directly</p> <p>11 to the attorney(s) listed below. (The Address(es) can be</p> <p>12 found on the Appearance page of the deposition.) Also,</p> <p>13 send a COPY of the executed Correction Sheet to our</p> <p>14 corporation.</p> <p>15</p> <p>16</p> <p>17</p> <p>18 CC: Naegeli Deposition &amp; Trial</p> <p>19 Robert Franz, Esquire</p> <p>20 Sarah Henderson, Esquire</p> <p>21 Janis Puracl, Esquire</p> <p>22 Jesse Davis, Esquire</p> <p>23 Amanda Rockett, Esquire</p> <p>24 Karin Schaffer, Esquire</p> <p>25</p>	<p>1 CORRECTION SHEET</p> <p>2 Deposition of: Nicholas McGuffin Date: 01/13/23</p> <p>3 Regarding: McGuffin vs. Dannels City of Coquille</p> <p>4 Reporter: Batterson/Willman</p> <p>5</p> <p>6 Please make all corrections, changes or clarifications</p> <p>7 to your testimony on this sheet, showing page and line</p> <p>8 number. If there are no changes, write "none" across</p> <p>9 the page. Sign this sheet on the line provided.</p> <p>10 Page Line Reason for Change</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24 Signature _____</p> <p>25 Nicholas McGuffin</p>	133
131	<p>1 DECLARATION</p> <p>2 Deposition of: Nicholas McGuffin Date: 01/13/23</p> <p>3 Regarding: McGuffin vs. Dannels City of Coquille</p> <p>4 Reporter: Batterson/Willman</p> <p>5</p> <p>6</p> <p>7 I declare under penalty of perjury the following to</p> <p>8 be true:</p> <p>9</p> <p>10 I have read my deposition and the same is true and</p> <p>11 accurate save and except for any corrections as made</p> <p>12 by me on the Correction Page herein.</p> <p>13</p> <p>14 Signed at _____,</p> <p>15 on the _____ day of _____, 2023.</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24 Signature _____</p> <p>25 Nicholas McGuffin</p>	133	